

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION

CALVIN WESLEY,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action: 6:24cv00032
	)	
THE CITY OF LYNCHBURG and	)	
LPD OFFICER SETH REED,	)	
	)	
Defendants.	)	

**MOTION TO DISMISS**

Defendant City of Lynchburg, Virginia, by counsel, moves pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure to dismiss Counts Four through Eleven of the Complaint because they fail to state a claim upon which relief can be granted as more fully set forth in Defendant City of Lynchburg's Memorandum in Support of Motion to Dismiss.

**WHEREFORE**, Defendant City of Lynchburg respectfully moves for dismissal from the Complaint.

CITY OF LYNCHBURG

By: /s/ John R. Fitzgerald  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 6<sup>th</sup> day of September, 2024, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to:

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